From: <u>Michael Overbay</u>

To: bob.costello@chk.com; Chris Hill; john.satterfield@chk.com

Cc: <u>Stephen Hess; Susan Mravik; Doug Beak; Jeanne Briskin; Florentino, Gene</u>

Subject: Draft Access Agreement Date: 07/27/2012 03:41 PM

Attachments: U.S. FOIA Exempt (b) (4)

Hi Bob, Chris and John,

As we just discussed, here is the draft access agreement with edits from counsels representing EPA, CHK and E&E.

U.S. FOIA Exempt (b) (4)

I had discussed the recent revisions with Chris Hill on Wednesday, July 18th, regarding the changes to the insurance language requirements. I am still waiting on E&E to get cost information so that I can go forward to EPA management to approve the additional insurance costs for liability and well control insurance. Also, based on our discussions today, CHK will make additional revisions to address the issue of allowing EPA continued access to the property should CHK no longer own the mineral interests in the future. Bob Costello will also send Steve Hess information relating to the title opinion he discussed. Since it seems that is something that we may be able to do in just a few days, I will wait to make sure that we are comfortable with our understanding of that issue before pushing forward for final OK. Hopefully, we can this all resolved next week.

Michael Overbay, P.G. Regional Ground Water Center Coordinator U.S. Environmental Protection Agency - Region 6 (214)665-6482 (214)665-2191 (FAX)